

Message Text

SECRET

PAGE 01 STATE 063046
ORIGIN NODS-00

INFO OCT-01 ISO-00 /001 R

66011

DRAFTED BY:S/S-O:SSTEINER

APPROVED BY:S/S-O:SSTEINER

-----220554Z 034098 /21

O 220534Z MAR 77 ZFF4

FM SECSTATE WASHDC

TO WHITE HOUSE

S E C R E T STATE 063046

NODIS

FOR BRZEZINSKI ONLY

FOLLOWING TELEGRAM FROM MEXICO DATED MARCH 22, 1977

SENT SECSTATE WASHDC IS REPEATED TO YOU: QUOTE

S E C R E T MEXICO 3434

NODIS

EO 11652: XGDS-2

TAGS: PFOR MEX

SUBJECT: BOYCE/LEE ESPIONAGE CASE

REF MEXICO 3433

1. SUMMARY: PRESIDENT REFUSES ALLOW POLICE WITNESSES TRAVEL
U.S. BUT WILL PERMIT THEM TO GIVE DEPOSITIONS IN MEXICO.
ACTION: NEED INSTRUCTIONS BY NOON, MARCH 23, END SUMMARY:

2. FONSEC ROEL TELEPHONED ME THIS AFTERNOON, MARCH 21,
JAUREZ' BIRTHDAY HOLIDAY. HE APOLOGIZED FOR DELAY IN GETTING
BACK TO ME, EXPLAINING HE HAD EXPERIENCED SOME DIFFICULTY

SECRET

SECRET

PAGE 02 STATE 063046

IN FINDING OPPORTUNITY TO DISCUSS THIS MATTER WITH PRESIDENT
LOPEZ PORTILLO. (I KNOW PRESIDENT WAS OUT OF THE CITY FRIDAY
AFTERNOON, RETURNED FOR BRIEF EVENING CEREMONY MARKING BREAK
IN RELATIONS WITH SPANISH REPUBLIC, THEN PERFORMED FURTHER
TRAVEL ON WEEKEND.)

3. FONSEC OBSERVED THAT THIS CASE PRESENTS "GREAT DIFFI-

CULTIES". HE SAID HE HAD FOUND PRESIDENT ADAMANT IN HIS REFUSAL TO ALLOW POLICE WITNESSES TO GO TO U.S., EITHER TO GIVE DEPOSITIONS OR TO APPEAR AS WITNESSES AT TRIAL. ON THE OTHER HAND, SECRETARY SAID HE HAD SUCCEEDED IN OBTAINING THE PRESIDENT'S AGREEMENT THAT HE WOULD TAKE DEPOSITIONS FROM THESE WITNESSES IN MEXICO.

4. AFTER THANKING THE SECRETARY FOR HIS EFFORT, I REMINDED HIM THAT, AS I HAD EXPLAINED PREVIOUSLY, MY INSTRUCTIONS INDICATED THAT WE COULD NOT TAKE DEPOSITIONS IN MEXICO BECAUSE DEFENDANT WOULD HAVE TO BE PRESENT AND HENCE OUT OF U.S. JURISDICTION. ROEL SAID HE RECALLED MY EARLIER EXPLANATION BUT, AS A LAWYER WITH EXPERIENCE IN CASES INVOLVING USE OF DEPOSITIONS BEFORE U.S. COURTS, HE WAS CONFIDENT WE COULD TAKE AND USE THESE WITNESSES' DEPOSITIONS.

5. SECRETARY NOTED HE WOULD BE TRAVELING AS OF COB WEDNESDAY MARCH 23. HE URGED ME TO CONSULT RAPIDLY SO THAT WE MIGHT WORK OUT ARRANGEMENTS PRIOR HIS DEPARTURE.

6. COMMENT: THE PRESIDENT'S AGREEMENT TO LET US TAKE DEPOSITIONS IN MEXICO IS REAL BREAKTHROUGH AND MORE THAN WE HAD ANY REASON TO EXPECT, GIVEN HIS DEMONSTRATION OF SEVERE POLITICAL ANXIETY ABOUT GOM INVOLVEMENT WITH THIS CASE. I URGE DEPARTMENT TO EXPLORE WITH DEPT OF JUSTICE EVERY POSSIBILITY OF TAKING ADVANTAGE OF THIS OFFER. IT MAY NOT BE IDEAL FROM JUSTICE'S POINT OF VIEW BUT THE PRESIDENT HAS MADE A MAJOR CONCESSION IN MAKING THIS OFFER WHICH I KNOW HE CONSIDERS POLITICALLY RISKY.

SECRET

SECRET

PAGE 03 STATE 063046

7. NEXT STEPS TO NAIL DOWN ARRANGEMENTS WILL REQUIRE ASSISTANCE OF FONSEC. IN VIEW OF HIS TRAVEL PLANS, I SHALL NEED INSTRUCTIONS BY NOON WEDNESDAY MARCH 23. PLS ADVISE. THOMPSON UNQUOTE VANCE

SECRET

NNN

Message Attributes

Automatic Decaptioning: Z
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: ESPIONAGE, CAT-B, DIPLOMATIC DISCUSSIONS, TRIALS, DEPOSITIONS, POLICE FORCES, INTERGOVERNMENTAL COOPERATION
Control Number: n/a
Copy: SINGLE
Sent Date: 22-Mar-1977 12:00:00 am
Decaption Date: 22 May 2009
Decaption Note: 25 YEAR REVIEW
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE063046
Document Source: CORE
Document Unique ID: 00
Drafter: O:SSTEINER
Enclosure: FOR BRZEZINSKI ONLY
Executive Order: X2
Errors: N/A
Expiration:
Film Number: N770002-0134
Format: TEL
From: STATE
Handling Restrictions:
Image Path:
ISecure: 2
Legacy Key: link1977/newtext/t19770334/aaaabdv.tel
Line Count: 102
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 32e134b4-c288-dd11-92da-001cc4696bcc
Office: ORIGIN NODS
Original Classification: SECRET
Original Handling Restrictions: NODIS, ONLY
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: SECRET
Previous Handling Restrictions: NODIS, ONLY
Reference: 77 MEXICO 3433
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 26-Apr-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3033682
Secure: LOCK1
Status: NATIVE
Subject: BOYCE/LEE ESPIONAGE CASE
TAGS: PFOR, PINS, MX, US, (ROEL GARCIA, SANTIAGO)
To: WHITE HOUSE
Type: TE
vdkgvkey: odb://SAS/SAS.dbo.SAS_Docs/32e134b4-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009